IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2010 OF 2007

Niwas Manohar Bansode..... .....
Petitioner
V/s
Air India Ltd..... .....
Respondents.

Office Notes, Office Memoranda) Court's or Judge's Orders
of Coram, appearances)
Court's orders or directions and)
Registrar's orders.)

Miss Leena Patil, Adv. for the petitioner.

Mr.Sudhir Talsania, Sr.Adv., with Mr.J.M.Saluja
i/by M/s.M.V.Kini & Co. for the respondent.

CORAM: A.P. DESHPANDE, J.
6.6.2007

PC:

By the present petition the petitioner-employee questions the legality and propriety of an award passed by the Central Government Industrial Tribunal rejecting the reference. The petitioner was appointed as casual labour for a specific period with the respondent. The present petitioner was a member of Sarva Mazdoor Sangh a registered trade union. The trade union had filed various writ petitions in this Court including Writ Petition Nos.99/92 and 1110/93. The present petitioner was a party

in Writ Petition No.1110/93. The reliefs claimed were in the nature of directions to the respondent to consider the claim of the employees for permanent employment. Pursuant to the orders passed in the said two writ petitions the casual labourers who were found suitable were to be continued in service. The claim of the present petitioner was considered for regularisation and the petitioner was interviewed sometime in March, 1993. When the petitioner was subjected for reemployment to medical examination in April, 1995 he was declared unfit by the Medical Officer and the petitioner came to be so informed accordingly. Aggrieved by the non selection of the petitioner for regular employment the petitioner filed reference. Averments are made about wrongful retrenchment etc. The grievance to that extent appears to be misconceived. The Tribunal has found the Reference to be devoid of substance and rejected the same. Perused the award passed by Central Government Industrial Tribunal. Same does not suffer from any illegality warranting interference in exercise of writ jurisdiction. Hence writ petition is summarily dismissed.

6.6.07.